

SECRETARY OF STATE[721]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code sections 17A.3 and 631.4, the Secretary of State hereby gives Notice of Intended Action to amend Chapter 2, “Rules of Practice,” Iowa Administrative Code.

The rules in Chapter 2 specify actions related to forms and fees for the filing of complaints. This proposed amendment adds a new subrule which clarifies that filing the notice with the Secretary of State in conjunction with service of process under Iowa Code section 631.4(1)(d) is subject to a \$10 fee, as referenced in Iowa Code section 617.3. This rule making does not create a new fee; it simply clarifies an existing practice.

Any interested person may make written suggestions or comments on this proposed amendment on or before April 10, 2012. Such written materials should be directed to the Office of the Secretary of State, Attn: Doug Struyk, Capitol Building, Des Moines, Iowa 50319; fax (515)242-5952. Persons who wish to convey their views orally should contact the Secretary of State’s office at (515)281-7041 or at the Secretary of State’s office on the first floor of the Lucas State Office Building.

After analysis and review of this rule making, no adverse impact on jobs has been found.

This amendment is intended to implement Iowa Code section 631.4(1)(d).

The following amendment is proposed.

Amend rule 721—2.3(17A) as follows:

721—2.3(17A) Payment for services. The secretary of state may approve accounts to be used for the payment of services provided by the secretary of state. A user of a service provided by the secretary of state may make payment for the service by authorizing a charge to be made upon an account held by the user.

2.3(1) to 2.3(6) No change.

2.3(7) The secretary of state shall treat a filing in the secretary of state’s office under Iowa Code section 631.4(1)(d) as a filing under Iowa Code section 617.3 at the applicable fee of \$10.